

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

TREXEL, INC.)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 05-CV-11599 RCL
)	
MASTER INDUSTRIES, INC.,)	
)	
Defendant.)	

**JOINT REQUEST TO LIFT DEFAULT AND STIPULATION
REGARDING JURISDICTION, VENUE, AND ANSWER**

Plaintiff, Trexel, Inc. (“Trexel”) and Defendant Master Industries, Inc. (“Master”),
herewith jointly request and stipulate that:

1. The default against Master entered by the Court on September 15, 2005 (Docket #4) shall be lifted;
2. Trexel herewith withdraws its Motion for Default Judgment and Proposed Permanent Injunction Order (Docket #5);
3. Master expressly waives any challenge, pursuant to Fed. R. Civ. P. 12 or otherwise, to personal jurisdiction, service, or venue. Master further stipulates that it will not move to transfer this case for any reason, and will not move to dismiss this case for any reason relating to personal jurisdiction, service, or venue;
4. The parties agree and stipulate that Master’s deadline to file its Answer to the Complaint shall be extended to twenty (20) days from the date hereof, i.e. to October 20, 2005.

TREXEL, INC.

By its attorneys,

/s/ Michael A. Albert

Michael A. Albert, BBO #558566
James J. Foster, BBO #553285
Adam J. Kessel, BBO #661211
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Dated: September 30, 2005

Respectfully submitted,

MASTER INDUSTRIES, INC.

By its attorneys,

/s/William A. Scofield, Jr.

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Of Counsel:

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SO ORDERED:

Reginald C. Lindsay
United States District Judge